

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

UNITED STATES OF AMERICA,

Plaintiff, : Case No. 3:08-cr-041  
Also 3:12-cv-397

-vs- : District Judge Thomas M. Rose  
Magistrate Judge Michael R. Merz

EVERARDO RODRIQUEZ-VILCHIS,

Defendant.

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**RECOMMITTAL ORDER**

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This case is before the Court on Defendant's Objections (Doc. No. 215) to the Magistrate Judge's Supplemental Report and Recommendations (Doc. No. 214).

The District Judge has preliminarily considered the Objections and believes they will be more appropriately resolved after further analysis by the Magistrate Judge. Accordingly, pursuant to Fed. R. Civ. P. 72(b)(3), this matter is hereby returned to the Magistrate Judge with instructions to file a supplemental report analyzing the Objections and any response and making recommendations based on that analysis.

February 22, 2013

**s/THOMAS M. ROSE**

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JUDGE THOMAS M. ROSE  
United States District Court